

UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE

UNITED STATES SECURITIES AND
EXCHANGE COMMISSION

Plaintiff,

v.

ERIC JAEGER and
JERRY A. SHANAHAN,

Defendants.

Civ. No. 01:07-00039-SM

**MOTION OF SECURITIES AND EXCHANGE COMMISSION FOR SUMMARY
JUDGMENT AGAINST DEFENDANT JERRY A. SHANAHAN.**

Plaintiff United States Securities and Exchange Commission (“SEC”) respectfully moves this Court for Summary Judgment against defendant Jerry A. Shanahan. The SEC relies upon the Memorandum in Support of Summary Judgment Against Defendant Jerry Shanahan and the Declaration of Nancy J. Gegenheimer and exhibits attached thereto in support of the Motion.

WHEREFORE, the SEC respectfully requests that the Court Grant Summary Judgment Against Jerry Shanahan and impose the Injunction and penalties sought in the Memorandum.

Respectfully submitted this 16th day of November, 2011.

s/Nancy J. Gegenheimer
Leslie J. Hughes (Colo. 15043)
Nancy Gegenheimer (Colo. 8981)
Securities and Exchange Commission
1801 California Street, Suite 1500
Denver, CO 80202
(303) 844-1000

CERTIFICATE OF SERVICE

I certify that on November 16, 2011, I sent a true copy of the foregoing pleading by electronically mailing it through the ECF system to the following persons:

John Richard Baraniak, Jr. jbaraniak@choate.com (Counsel for Patel)

Diana K. Lloyd dlloyd@choate.com (Counsel for Patel)

Peter Bryan Moores pmoores@choate.com (Counsel for Patel)

Jeffrey B. Rudman jeffrey.rudman@wilmerhale.com (Counsel for Jaeger)

Jonathan A. Shapiro jonathan.shapiro@wilmerhale.com (Counsel for Jaeger)

Miranda Hooker miranda.hooker@wilmerhale.com (Counsel for Jaeger)

Peter A. Spaeth peter.spaeth@wilmerhale.com (Counsel for Jaeger)

Bruce A. Singal bsingal@dbslawfirm.com (Counsel for Kay)

John C. Kissinger jkissinger@nkms.com (Counsel for Kay)

Michelle R. Peirce mpeirce@dbslawfirm.com (Counsel for Kay)

Victor W. Dahar vdaharpa@worldnet.att.net (Counsel for Skubisz)

Ann Pauly apauly@gtmlp.com (Counsel for Skubisz)

Mark B. Dubnoff mdubnoff@eapdlaw.com (Counsel for Barber)

Richard McCarthy rmccarthy@eapdlaw.com (Counsel for Barber)

Mark B. Dubnoff mdubnoff@eapdlaw.com (Counsel for Barber)

Michael D. Ramsdell mramsdell@krhlaw.com (Counsel for Barber)

Andrew Good agood@goodcormier.com (Counsel for Shanahan)

Philip G. Cormier pcormier@goodcormier.com (Counsel for Shanahan)

Steven M. Gordon sgordon@shaheengordon.com (Counsel for Kirkpatrick)

Lucy J. Karl lkarl@shaheengordon.com (Counsel for Kirkpatrick)

Jeffrey S. Lyons lyonsj@sec.gov (Counsel for SEC)

Leslie J. Hughes hugheslj@sec.gov (Counsel for SEC)

Jay Scoggins scogginsj@sec.gov (Counsel for SEC)

Kevin E. Sharkey kjs5@verizon.net (Counsel for Collins)

Jennifer M. Ryan jryan@dwyerollora.com (Counsel for Collins)

Maria R. Durant mdurant@dwyerollora.com (Counsel for Collins)

William H. Kettlewell wkettlewell@dwyerollora.com (Counsel for Collins)

William Contolo wcintolo@aol.com (Counsel for Boey)

S/ Nancy J. Gegenheimer